



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| | | | | |
|--|-------------|----------------------|---------------------|------------------|
| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
| 10/688,292 | 10/17/2003 | Alan M. Zamore | 93930-254690 | 6496 |
| 26694 | 7590 | 01/08/2009 | EXAMINER | |
| VENABLE LLP P.O. BOX 34385 WASHINGTON, DC 20043-9998 | | | JACKSON, MONIQUE R | |
| | | ART UNIT | PAPER NUMBER | |
| | | 1794 | | |
| | | MAIL DATE | | DELIVERY MODE |
| | | 01/08/2009 | | PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

| | | | |
|--|-------------|---|---------------------|
| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
| 10688292 | 10/17/03 | ZAMORE, ALAN M. | 93930-254690 |
| | | EXAMINER | |
| VENABLE LLP P.O. BOX 34385 WASHINGTON, DC 20043-9998 | | Monique R. Jackson | |
| | | ART UNIT | PAPER |
| | | 1794 | 20090104 |

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The amendment filed 9/25/08 is considered non-compliant because it fails to meet the requirements of 37 CFR 1.121 or 1.4. As recited in the attached PTO-324, each claim has not been provided with the proper status identifier, specifically claim 40 has been identified as "Previously Presented" but includes markings as if it should be identified as "Currently Amended". Hence, the true status of the claim is unclear. The Examiner further notes that though the identifier "Presently Amended" has not been objected to, the proper identifier should read "Currently Amended".

/Monique R Jackson/
Primary Examiner, Art Unit 1794
January 5, 2009